

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

Offenses charged:

Two counts of Abusive Sexual Contact and three counts of Aggravated Sexual Abuse.

Detention Hearing: December 16, 2008.

The Court, having conducted a detention hearing pursuant to Title 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which the defendant can meet will reasonably assure the appearance of the defendant as required and the safety of any other person and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) The government proffered that defendant has sexually assaulted five victims over a thirty year period, and that the victims are vulnerable and fearful of defendant. Defendant was charged earlier this year in Tribal Court for a sex offense. On the day he was ordered to appear in

1 Tribal Court, defendant went to the home of one of the alleged victims listed in the complaint and
2 shot himself in the head. Defendant through his counsel did not contest the government's proffer
3 or present arguments for release.

4 It is therefore ORDERED:

5 (1) Defendant shall be detained pending trial and committed to the custody of the
6 Attorney General for confinement in a correctional facility separate, to the extent practicable,
7 from persons awaiting or serving sentences, or being held in custody pending appeal;

8 (2) Defendant shall be afforded reasonable opportunity for private consultation with
9 counsel;

10 (3) On order of a court of the United States or on request of an attorney for the
11 Government, the person in charge of the correctional facility in which defendant is confined shall
12 deliver the defendant to a United States Marshal for the purpose of an appearance in connection
13 with a court proceeding; and

14 (4) The clerk shall direct copies of this order to counsel for the United States, to counsel
15 for the defendant, to the United States Marshall, and to the United States Pretrial Services Officer.

16 DATED this 16th day of December, 2008.

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18 BRIAN A. TSUCHIDA
19 United States Magistrate Judge
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